MC 2993/2007
BEFORE
HON'BLE MR. JUSTICE RANJAN GOGOI

Heard Mr P Bora, learned counsel for the applicant/respondent No.6. None has appeared on behalf of the Opposite Party/writ petitioner.

This application has been filed seeking vacation/ modification/ alteration of the interim order dated 30.10.2006 passed in WP(C) No. 5255/2006. By the aforesaid interim order this Court had directed that no final decision shall be taken by the respondents for settlement of Dikhow Sand Mahal and Dikhow Silt Mahal in terms of the NIT dated 8.9.2006.

A reading of the averments made in the writ petition would go to show that the primary ground urged in the writ petition in support of the challenge made, is what the petitioner perceives to be the exorbitant quantum of the earnest money required to be deposited along with the tender, which has been quantified at 10% of the bid value instead of the usual practice of quantifying such earnest money at 2% of the bid value.

The aforesaid ground, in the considered view of the Court, does not justify any further continuance of the interim order dated 30.10.2006. Hence, I deem it appropriate to vacate the aforesaid interim order.

The Misc. case is accordingly allowed.